IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

GEORGE K. BAUM & COMPANY,)
Plaintiff,)
v.	Civil Action No. 4:11-cv-00108-HFS
TWIN CITY FIRE INSURANCE COMPANY,)))
Defendant.	

NOTICE OF APPEAL

Notice is hereby given that George K. Baum & Company, plaintiff in the abovenamed case, hereby appeals to the United States Court of Appeals for the Eighth Circuit from the District Court's Order of September 24, 2012 (Doc. 51), denying Plaintiff's Motion for Partial Summary Judgment (Doc. 34), and from the Final Judgment entered on November 14, 2012 (Doc. 57), granting final judgment, with respect to Counts I and II of the Complaint and Count II of the Counterclaim, that a single retention of \$3 million applies to the IRS Investigation and Derivatives Litigation.

BRYAN CAVE LLP

By /s/ Terence J. Thum

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Attorneys for Plaintiff George K. Baum & Company

CERTIFICATE OF SERVICE

I hereby certify that on December 13, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Michael C. Kirkham Sanders Warren & Russell LLP 9401 Indian Creek Parkway, Suite 1250 Overland Park, Kansas 66210

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Attorneys for Defendant Twin City Fire Insurance Company

/s/ Terence J. Thum
Attorney for Plaintiff

U.S. COURT OF APPEALS - EIGHTH CIRCUIT APPELLANT'S FORM A

Appeal Information Form To be filed with the Notice of Appeal

Appear	Docket	NO.

STYLE OF CASE:	COUNSEL: NAME, ADDRESS, AND TELEPHONE NUMBER	
George K. Baum & Company Appellant/Appellee, vs.	W. Perry Brandt Terence J. Thum Bryan Cave LLP 1200 Main Street, Suite 2500 Kansas City, MO 64105 (816) 374-3200	
Twin City Fire Insurance Company	COUNSEL: NAME, ADDRESS, AND TELEPHONE NUMBER See following page	
Appellant/Appellee		
LIST ISSUES ON APPEAL(For administrative purposes). Yof issues under FRAP 10(b)(3).	No.	
Whether a single retention of \$3 million applies to the litigation covered by the insurance policy issued by the appellee.		
FOR LEAD COUNSEL ONLY have (have not) discussed settlement possibility have is not) amenable to settlement. Submitted by	110 B	

INSTRUCTIONS:

Filing of appellant's Form A is required to be submitted to the Clerk of the District Court with the Notice of Appeal (8 Cir. Rule 3B). If inadvertenly omitted, appellant may file Form A directly with the Clerk of the Court of Appeals before appeal is docketed. Forms are available at the District Court Clerk's Office and may be obtained electronically at:

www.ca8.uscourts.gov

Copy 1 - Send to Appellee (together with an uncompleted Form B)

Copy 2 & 3 - Send to Clerk, District Court with Notice of Appeal or Eighth Circuit (see above)

Copy 4 - Retain

U.S. Court of Appeals – Eighth Circuit Appellant's Form A (Continued)

Counsel for Appellee: Name, Address and Telephone Number

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